

THE DAILY HERALD

Salt Lake City, - - Utah.

SUNDAY, - - MARCH 8, 1885.

TWELVE PAGES.

NOTICE.

THE HERALD COMPANY will not be responsible for debts contracted by any of its employees.

LOCAL BRIEFS.

MID-LEST SUNDAY.
Now it's Oh, the dust!

J. PEARCE was mulcted in \$5 yesterday for a plain drunk.

SPRINKLING of the streets had to be resorted to yesterday.

YESTERDAY'S SHERMAN-MARBLE HEAT mania was well patronized.

PAT CONNELLY was given five days, in the Police Court, yesterday, for trespass.

T. R. JONES & Co. yesterday received a consignment of Wood River ore, valued at \$1,200.

THE FULL LIST of Herald premiums is now being prepared, and the 100 prizes will be published shortly.

DANCE & Co. have removed to commodious premises over the store of Pembroke, the stationer.

THE DRAIN CANAL project is assuming shape. See what was done at the meeting yesterday afternoon.

THE JERSEY CATTLE BREEDERS will meet to-morrow evening, at 7 o'clock, in Auditor Clayton's office.

THE FAMOUS fashion writer, Jennie June, will be found represented in THE HERALD columns this morning.

A. MOORE, charged with stealing an overcoat, had his case postponed yesterday until Tuesday next, at 10 o'clock.

R. K. THOMAS expects to open out with his full stock in the Emporium about the 20th; his goods are already arriving.

NEXT FRIDAY evening an entertainment for the benefit of the Sunday School, is to be given in the Eleventh Ward Schoolhouse.

Wm. J. SILVER will deliver his lecture on "Iron," in the Seventeenth Ward meeting house, on Monday evening, commencing at 7:30 o'clock.

IN THE MATCH between the American Fork and Mill Creek shooting teams yesterday, at American Fork, the Mill Creek boys lost; score, 236 to 217.

THE SALT LAKE POWER, Light and Heating company is replacing its wires in this city to conform to suggestions made by the insurance companies.

THE MEETING of the Sixteenth Quorum of Seventies is postponed to Monday, March 10th, 1885, to be held at the First Ward meeting house at 7:30 p.m.

ONE WEEK of the letter-carrier system has proved that it works as smoothly as could be expected. No complaints have been received at the postoffice of any kind.

"PROPHETIC NUMBERS; or the Rise, Progress and Future Destiny of the Mormons," is the title of a little pamphlet just from the press of W. M. Egan, this city. The author, Angus McDonald, declares himself a "free-thinking optical professor."

IN THE OLD Constitution Building, Sandberg, Burton & Gardner have a large stock of imported and home-made furniture, which they are disposing of at extremely low figures. They are doing an extensive business in the manufacture of spring beds and mattresses.

AFTER THE case against Lancaster was disposed of by a verdict of not guilty, yesterday, Judge Zane lectured the young man, advising him to reform or leave the country. When he concluded, Lancaster said: "I'm not guilty, though, Judge, as sure as you're a foot high."

AT THE establishment of Sexton Taylor a full and complete stock of burial caskets and undertakers' material is always to be found, and any kind and style of supplies for funerals will be supplied on reasonable terms by Mr. Taylor. See his advertisement in this issue.

THE ENTERTAINMENT spoken of in yesterday's HERALD as being gotten up for the benefit of Mr. Joseph Natrass, is to come off in the Salt Lake Music Hall, on Wednesday evening. A good programme of singing, music and recitations, concluding with the funny farce of "Box and Cox," will be presented.

ON TUESDAY evening, at 7 o'clock, Hon. Samuel W. Richards will lecture on Early Church History, relating incidents connected with the lives of Joseph Smith and Oliver Cowdery. He will also speak on the universality of law.

THE FRIENDS and admirers of Mr. Robert Gordinski will be pleased to learn that he has completed arrangements for a concert to be given in the Salt Lake Theatre on the evening of the 10th inst. Of course he will be the attraction of the occasion, but he will be assisted at the entertainment by a number of local celebrities.

INQUIRE HAVING been made as to how often the mail boxes in the various portions of the city would be emptied, a Herald reporter inquired at the post-office yesterday and learned that in the first district—that in the centre of the city—the boxes were cleared of their contents twice a day, just before 3 in the afternoon and at 9 o'clock in the evening; those in the outside districts were emptied between 4 and 5:30 in the afternoon, but after to-morrow arrangements would be perfected to have these also emptied twice a day. Carts were being printed yesterday to insert in the several boxes, telling the times when the mail matter would be taken out.

VERY BEST XXXX flour at \$1.70 per hundred at G. F. Culmer & Bros.

You Are Interested Yourself.
We are prepared to sell to families, at the "Occidental," Pure California and Imported Wines, at Reduced Prices. The best of Liquors and Cigars always on hand. You will become convinced by a trial.

ACER & MURPHY,
Proprietors.

A GOOD START.

The Jordan Dam Shortly to be Begun.

AN INCORPORATION SCHEME.

A Lively Interest manifested and a **Goodly Subscription** of Stock started.

Yesterday afternoon, at the Nineteenth Ward Schoolhouse, a good turnout of parties interested in the new drain canal assembled. Upon the meeting being called to order, George Nebeker was chosen chairman and John Q. Cannon secretary. The object of the gathering was to discuss measures looking towards the formation of a stock company to operate and control the proposed canal, or ditch, to carry off the surplus water from the Jordan River. The secretary read a draft of an agreement, which will be signed by land owners on the line of the new drain, giving the right of way through their properties and waiving claims for damages incurred in the cutting of the canal. The chairman next stated to the meeting the necessity for organizing a company and having it incorporated, adding that it would be much better to have the construction and maintenance of the new waterway under the charge of a company, so that if damages were sustained there would be some source to look to for relief. The city or county or the people, he said, must form some kind of an organization to control the water, to divide it when high and distribute it evenly when low.

Following this explanation of the step sought to be taken was a discussion of the advantages to be derived from being incorporated, which was participated in by several of the leading spirits in the movement, and all tended to favor incorporation. Indeed the feeling, after the matter had been freely talked over, was so strong in favor of the plan that there was an eagerness manifested to proceed at once with the adoption of the articles of incorporation, and they were read and voted on separately, after a motion "that the landholders and parties interested in the canal incorporate" was put and carried.

The first slight halt was observed when Mr. Nebeker asked, "What shall we call it?" But it was of no great moment. One suggested one name and another another, the titles being: "The People's Canal," "Jordan and Salt Lake Canal," "Jordan Drainage and Irrigating Canal," "Jordan and Salt Lake Drain Canal," "Jordan and Salt Lake Overflow," and "Jordan and Salt Lake Surplus Water Canal." The last named was thought the best and was adopted.

The next item was the fixing of the capital stock and the number of shares, the first being placed at \$12,000 and the latter at 1,200 of 10 each.

Five trustees and a secretary and treasurer were next chosen, as follows: Trustees—George Nebeker, Lorenzo Pettit, William Langford, John Q. Cannon and George Lufkin; secretary and treasurer, John Q. Cannon.

The several paragraphs were read and voted on, one by one, and accepted, resulting in the adoption of the following:

ARTICLES OF INCORPORATION:
TERRITORY OF UTAH,
COUNTY OF SALT LAKE.

We, the undersigned, residents of the Territory of Utah, being desirous of associating ourselves together as a corporation under and in pursuance of an act of the Legislative Assembly of the Territory of Utah, entitled "An Act Compiling and Amending the Laws relating to Private Corporations," approved March 13th, 1884, do hereby enter into an agreement as follows:

ARTICLE I.
This association shall be known by the name and style of the Jordan and Salt Lake Surplus Water Canal.

ARTICLE II.
This association shall continue to exist for a period of fifty years from the date thereof.

ARTICLE III.
The object and pursuit of business is to construct and manage a canal from a point on the west bank of the Jordan River, near the centre north and south of township one, south of range one, west of Salt Lake meridian, United States survey of public lands, in a northwesterly direction, along and through a swale or depression and a succession of lakelets or ponds to Salt Lake, for the purpose of diverting a portion of the water of said river from its present channel and causing it to flow into said lake, at a point near the meridian line between ranges one and two west, thereby preventing the western portion of Salt Lake City and the lands along the Jordan River from being submerged in times of high water, and making practicable the draining, irrigating and cultivating of large tracts of land hitherto unavailable for agricultural purposes, and to this end the association may construct and maintain all necessary dams, headgates, flumes and other or different means which may be necessary to control, regulate and distribute said water for the purposes herein indicated.

ARTICLE IV.
The principal place of business of the association shall be at Salt Lake City, Salt Lake County, Territory of Utah.

ARTICLE V.
The capital stock of the association shall be \$12,000 divided into 1,200 shares of \$10 each. The amount of stock subscribed by each of the parties to this agreement, and their respective names and places of residence are as follows, to wit:

[Here a blank space is left, to be filled with names of subscribers.]

ARTICLE VI.
The private property of the stockholders of the association shall not be liable for corporate debts or obligations.

ARTICLE VII.
The officers of the association shall consist of a board of five trustees, a president, vice-president, secretary and treasurer, the president and vice-president shall be elected by and from the board of trustees.

ARTICLE VIII.
The following named persons shall be

trustees: George Nebeker, Lorenzo Pettit, William Langford, John Q. Cannon, George Lufkin, John Q. Cannon secretary and treasurer of this association, until the first Saturday of March A. D., 1886, and until their successors are elected and qualified.

ARTICLE IX.
The election of officers shall take place biennially on the first Saturday of March, commencing in the year 1886, between the hours of 10 a.m. and 4 p.m. of said day.

ARTICLE X.
Any officer may resign by filing a written resignation with the secretary of the association, and any officer may be removed for cause, by a two-thirds vote of the stockholders present at any meeting.

ARTICLE XI.
Voting shall be as provided for by law, and representation by proxy duly appointed in writing shall be allowed.

ARTICLE XII.
The trustees may fill vacancies in the board of trustees and also in case of a vacancy in the office of secretary and treasurer.

ARTICLE XIII.
No person is eligible to any office unless he is a stockholder of the association.

ARTICLE XIV.
The board of trustees shall adopt such by-laws, for the government of the association, as may be deemed necessary by them, provided, however, that no by-law shall be binding upon this association without first having obtained the approval of a two-thirds vote of the stockholders present at any regular biennial or specially called meeting.

ARTICLE XV.
The duties of the officers shall be as prescribed in the by-laws.

ARTICLE XVI.
This agreement may be changed or amended in any way and manner as provided for by Territorial law.

ARTICLE XVII.
Assessments and proceedings thereon shall be as provided for by law.

In witness whereof, we have hereunto set our hands and seals at Salt Lake City, this day of - - A. D. 1885.

At the conclusion of the reading, the method of subscribing was explained to those who did not thoroughly understand it. It was stated that the City and County would not subscribe for any of the stock, but had promised to donate each one-third, providing the people would furnish the other third, so that when one share was subscribed by a stockholder three would virtually be paid for.

The feeling prevailed that the enterprise thus begun should be persevered in, and as one gentleman remarked, "the disposition to begin immediately and go ahead was strong, and it will be a matter of but a few days, when a number who were not present at yesterday's meeting shall have been given an opportunity to subscribe, before the picks, shovels and scrapers will be in use on the 'Jordan and Salt Lake Surplus Water Canal.'"

Several of the gentlemen interested in the projected drain are believers in Richelieu's immortal saying: "In the bright lexicon of youth there is no such word as fail."

Should there be a possibility of a slip, which everybody over Jordan will hope against, \$9,000 will not begin to cover the damages which are anticipated from high water this summer. Even now the river is as high as it was in June last year, and Utah Lake being two feet higher than at this time in 1884, those who have watched the rising and falling of the Jordan in years past say this season witnesses an unprecedented rise.

The trustees of the new company expect to perfect the corporation to-morrow, and in a few days the verdict will be rendered on whether to proceed with the digging of the canal or let Jordan rise, overflow and devastate.

The following subscribed the number of shares of stock opposite their names, and there are yet a number of other large land owners to be seen:

NAME.	SHARES.	NAME.	SHARES.
George Nebeker	8 J. Windgar	9	
David James	20 George Partington	3	
Lorenzo Pettit	60 Thos. Winagar	6	
T. E. Jeremy, Jr.	33 J. H. Mellon	6	
John Housman	8 A. H. Colman	3	
Isaac Hunter	30 O. W. Rudy	6	
Isaac Whitaker	6 A. J. Crane	3	
A. M. Cannon	8 George Lufkin	20	
Cannon & Sons	8 George Lufkin	20	
C. H. Gold	8 Frank H. Rudy	3	
William Langford	15 G. W. Huntington	9	
E. A. Pettit	15		
E. N. Riddout	24 Total	418	

Good Word for Clark.
A friend sends the following, which was called out by the announcement in last evening's Democrat that Mr. Clark, who has been the editor for its six days of existence, had been "fired."

"The Democrat cannot possibly prove a success when its board of managers has not the sagacity to perceive the solid qualities of its late editor, Mr. Clark. True, there is very little froth about the individual, but his teachings were just such as the people need. If they only understood their own interests properly, and such unfortunately as we seldom find in modern journalism."

Spring Beds.
Messrs. Sandberg, Burton & Gardner, the furniture dealers in the Old Constitution building, are making a very flattering success of their spring bed manufacturing, having already built up that department of their business to very gratifying proportions. The recent improvements effected in their ware rooms and store have afforded much better facility for a display of the stock of furniture goods carried by the firm, and the stock is being constantly increased by manufacture and importation.

Sunday Afternoon Concert.
The concert to be given by Professor Kinne's band at Fort Douglas this afternoon, will commence at 3 o'clock and will be given in Recreation Hall. The following is the programme:

1-March "Devil Share"
2-Overture "Lohengrin"
3-Bridal Chorus "Lohengrin"
4-Marsch "Die Paloma"
5-Popcorn "Marsch"
6-Marsch "Sky Rocket"

Bargains! Bargains!
Gentlemen wishing to save money should buy their Furnishing Goods at the daily Auction Sale at BARKER & CO.'S, South of Postoffice.

THIRD DISTRICT COURT.

Saturday's Proceeding Before Chief Justice Zane.

F. O. Webb vs. Charles Crowe; plaintiff, by his attorney, S. A. Kenner, moves for order of dismissal and for leave to amend.

The People vs. James MacKnight; assault to do bodily harm; motion of defendant for a new trial argued by counsel, and overruled; exception noted. A fine of \$50 and costs, amounting to \$92.40, making a total of \$142.40. He stands committed until that amount is paid.

The People vs. Andrew Lancaster; rape; the prosecution elected to confine the prosecution to the first count of the indictment; Shooks & Rawlins and E. R. Critchlow appeared for the defendant; prosecution, Eliza Ann Bray. On motion of prosecution, a verdict of not guilty was rendered. The jury was William B. Burton, John McLaws, J. R. Nichols, Robert J. Deighton, Walter S. Crismon, G. W. Walton, George Lee, John D. Spencer, John W. Mecham, Robert H. Wheeler, W. H. Knox, J. D. Van Fassel. Defendant discharged and bail exonerated.

People vs. John Gillespie; grand larceny; C. R. McBride and T. W. Morgan appeared for the prosecution and J. R. Gillespie for defendant; argued, submitted and jury charged. The jury retired at a quarter to 4 and at 5 o'clock, they not having agreed, the Court took a recess until 1 o'clock, at which hour they came into court and announced their verdict, to agree, when they were discharged.

Andrew Dahl was admitted to citizenship.

Court adjourned till Monday, at 10 o'clock.

LOCAL BRIEFS.

J. W. CLAWSON, the artist, has a very fine pastel portrait of G. F. Culmer on exhibition in Pembroke's window.

THE AUDIENCE in attendance at the District Court yesterday morning when the Court ordered the room cleared while the case against Lancaster was being tried.

THE UNITY CLUB will meet at Mr. T. G. Webb's on Wednesday next, at 8 o'clock. It is requested that a full attendance be present, as the election of officers is to take place. Mrs. M. G. Clawson, president.

Remarkable Success.
The Blue Ribbon Temperance Association have cause to feel highly gratified at the great success which is attending their labor. At their last meeting thirty-three new recruits joined the pledge and put on the blue ribbon. Still there is room for more. The Association again meets to-morrow evening. "Strive to be there on time." A good programme will be presented and an address will be given by Rev. Mr. Thrall, Pastor of the Congregational Church. All are cordially invited. Service to commence at 7:30. "Seats free."

Singing Class.
Professor Careless respectfully announces that the first sight-reading class will commence on Thursday evening, at 7:30 o'clock, at the music store, 33 First South street. Those wishing to join will please leave their names at the store as soon as possible.

New Spring Dress Goods.
We have just received large shipments of spring dress goods, embracing many new effects and combinations, also a large and very choice assortment of cotton and linen dress fabrics.

CHOICE lot of Riverside Lemons arrived at G. F. Culmer & Bros.

DRAWING PAPERS and instruments at H. Pembroke's, 72 Main Street.

Gaz Fixtures, at Little, Boudry & Co.'s.

GERMAN Plate and other Mirrors, Headquarters at G. F. Culmer & Bros.

JUST RECEIVED: French Bonnet frames in fifty-five different styles, the very latest novelty in shapes, to be sold at BURTOS & BOYAN'S, 41 Main Street.

CHOICE Utah Oats at bottom prices, at G. F. Culmer & Bros.

Furniture.
We have marked down the prices of furniture in keeping with the times. BARKER & BROS.

G. F. CULMER & BROS. still maintain the lead as Choice Family Grocers.

CARPETS of latest designs and lowest prices, at AUBERACH'S.

Auction Sale.
Bamberg & Co., just south of the Postoffice, are selling their entire stock of Gents' Furnishing Goods. The goods must go at any price.

S. W. Darke & Co., Insurance and Land Office agents, have removed, during the tearing down and rebuilding of Swaner & Co.'s premises, to room above H. Pembroke's stationery store. Will be back about April 1st.

Do not be deceived; ask for and take only B. H. Douglass & Sons' Capsicum Cough Drops for Coughs, Colds and Sore Throat. D. S. and Trade Mark on every drop.

Fox lame back, side or chest, use Shiloh's Porous Plaster. Price 25c. For sale at A. C. Smith & Co.'s Drug Store.

Young Men!—Head This!
THE VOLTAIC BELT Co., of Marshall, Mich., offer to send their celebrated ELECTRO-VOLTAIC BELT and other ELECTRO-APPLIANCES on trial for thirty days, to men (young or old) afflicted with nervous debility, loss of vitality and manhood, and all kindred troubles. Also for rheumatism, neuralgia, paralysis, and many other diseases. Complete restoration to health, vigor and manhood guaranteed. No risk is incurred as thirty days' trial is allowed. Write them at once for illustrated pamphlet free.

WHAT IT COST HIM.

MacKnight will Now Know if the Pen is Mightier than the Club.

Yesterday morning, the defendant in the case of the People vs. James MacKnight came into court for sentence, when his attorney, Judge McBride, moved for a new trial, which motion was briefly argued, submitted and overruled by the presiding Judge, who deferred passing sentence until the afternoon, and when the Court took up the matter an effort was made to have the pronouncing of sentence put off until Monday. There were few in the court room who anticipated anything but that his Honor would give MacKnight a short term in the Pen, but they were disappointed, as Judge Zane announced that he would not impose the imprisonment penalty, but would sentence the defendant to pay a fine of \$50 and costs, which latter amounted to \$92.40, making a total of \$142.40 as the price of the assault upon Mrs. Bevis. Later in the afternoon MacKnight made an effort to be released from his commitment until he could raise the funds necessary to liquidate his indebtedness to the Court, saying he could pay the fine but had not sufficient to settle the costs. Judge Zane gave him to understand that the Marshal had charge of him now and arrangements must be made with that official looking to his release from custody. The hard-hearted Marshal could not be induced to relent, and as the whereabouts was not for announced last evening Mac was escorted to the Pen, an abode he has been figuring to inhabit for a number of years.

REVOKED.

The D. & R. G.'s Latest Official Act.

Secretary Thomas has received the following, which is self-explanatory:

"Office of the Denver & Rio Grande Railway Company:

"At a meeting of the board of directors of the Denver & Rio Grande Railway Company, duly called and held at the office of the company in New York City, this twenty-fifth day of February, A. D. 1885, a full quorum being present, it was unanimously

"Resolved, That, whereas, this corporation has ceased to conduct or operate any railways or transit any corporate business within the Territory of Utah, and it has become necessary for it to have any acknowledgment or designation agent within said Territory, upon whom process against this company, issued by authority or under any law of the Territory, may be served.

"Now, therefore, this corporation hereby revokes and cancels any and all of its former designations, if any such there be, of such agent or agents, and more especially the alleged designation of W. H. Bancroft, residing at Salt Lake City, Utah Territory; and this company hereby declares and gives notice that it has not within the Territory of Utah any designated agent upon whom such process may be served.

"Resolved, That the secretary of this corporation be and he is hereby instructed to cause copies of this resolution, duly certified under the corporate seal of this company, to be filed in the proper offices at Salt Lake City, Utah Territory, to constitute notice of this action by the Denver & Rio Grande Railway company."

It is certified to by William Wagner, secretary of the D. & R. G., and bears the seal of the company.

It is stated that this revocation will not in any way affect the business or management of the D. & R. G. Western, of which Mr. Bancroft was appointed receiver by the Third District Court, as the D. & R. G. and the D. & R. G. W. are now two distinct companies.

Rifle Match.

The return match between the Mill Creek and American Fork Rifle Clubs occurred at the latter's home yesterday. The target used was not a regulation one, the bull being eight inches, and the rings four inches, the whole affair being about one yard square. Following is the score, eight shots at 200 yards:

AMERICAN FORK.	28 out of 40
Spritley	28
Chipman	28
Parker	28
King	28
Mitchell	28
Mott	28
Moyle	28
Thomas	28

MILL CREEK.	26 out of 320
Hamilton	26
Harker	26
Selless	26
Hill	26
Boyle	26
Boon	26
J. Hamilton	26
Tayman	26

After the regular match the following score was shot, the Mill Creeks winning:

MILL CREEK.	24 out of 25
Hamilton	24
Nelson	24
Hill	24
Boyle	24
Boon	24
J. Hamilton	24
Tayman	24

AMERICAN FORK.	14 out of 20
Spritley	14
Chipman	14
Parker	14
King	14
Mitchell	14
Mott	14
Moyle	14
Thomas	14

Mill Creek—money.

The Continental.

The Continental Hotel is closed for repairs, the plumbers having already begun work. Guests will be accommodated at the Walker House in the meantime. The Continental Bar will continue running as usual.